

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

ORDER

APPLICATION 15293

PERMIT 9777

LICENSE 5457

ORDER ALLOWING CHANGE IN CHARACTER OF USE AND
CHANGE IN PLACE OF USE

WHEREAS License 5457 was issued to Menotti De Bacco and was filed with the County Recorder of El Dorado County on February 3, 1959, and

WHEREAS said license was subsequently assigned to El Dorado Hills West, Inc., and

WHEREAS the State Water Rights Board has found that the change in character of use and change in place of use under said license for which petitions were submitted on December 28, 1962, will not operate to the injury of any other legal user of water, and

WHEREAS the Board has approved and allowed said changes and has directed that an order be issued to describe said changes in accordance with said petitions;

NOW THEREFORE IT IS ORDERED that permission be and the same is hereby granted to change the character of use under said License 5457 to a character of use described as follows, to wit:

STOCKWATERING, RECREATIONAL, AND WILDLIFE PROPAGATION, and

IT IS FURTHER ORDERED that permission be and the same is hereby granted to change the place of use under said License 5457 to a place of use described as follows, to wit:

AT THE RESERVOIR WITHIN THE NW $\frac{1}{4}$ OF NE $\frac{1}{4}$ OF SECTION 5, T9N, R9E, AND SW $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF SECTION 32, T10N, R9E, MDB&M.

WITNESS my hand and the seal of the State Water Rights Board of the State of California this 8rd day of September, 1963



L. K. Hill
L. K. Hill
Executive Officer



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 15293

PERMIT 9777

LICENSE 5457

THIS IS TO CERTIFY, That

Menotti De Bacco
1139 Fulton Avenue
Sacramento, California

Notice of Assignment (Over)

has made proof as of January 21, 1958
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of
an unnamed stream in El Dorado County
tributary to Deer Creek thence Cosumnes River

for the purpose of irrigation use
under Permit 9777 of the State Water Rights Board and that said right to the use of said water has been
perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the
terms of the said permit; that the priority of the right herein confirmed dates from April 14, 1953
and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited
to the amount actually beneficially used for said purposes and shall not exceed one hundred (100) acre-feet
per annum to be collected from about November 1 of each year to about April 30
of the succeeding year. Maximum withdrawal in any one year has been 95 acre-feet.

The maximum rate of diversion to off-stream storage has been 25 cubic feet per second.

The point of diversion of such water is located :

North sixty-seven degrees thirty-one minutes forty seconds west (N67°31'40"W) three hundred sixty-five and thirty-six hundredths (365.36) feet from SE corner of Section 32, T10N, R9E, MDB&M, being within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 32.

The point of redirection of such water is located south eighty-eight degrees forty-nine minutes fifty seconds west (S88°49'50"W) four hundred two and one-tenth (402.1) feet from NW corner of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 5, T9N, R9E, MDB&M, being within NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 5.

A description of the lands or the place where such water is put to beneficial use is as follows:

1 acre within SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32, T10N, R9E, MDB&M
19 acres within NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, T10N, R9E, MDB&M
5 acres within NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, T10N, R9E, MDB&M
13 acres within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, T10N, R9E, MDB&M
1 acre within SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, T10N, R9E, MDB&M
39 acres total

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

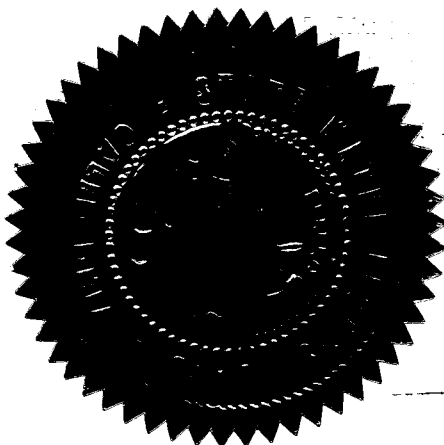
Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: FEB 2 '59



L. K. Hill
L. K. Hill
Executive Officer

11-6-61 RECEIVED NOTICE OF ASSIGNMENT TO *The Retirement Activity Group*

5-23-63- Name chgd to *Sierra Pacific Properties, Inc.*

5-23-63 RECEIVED NOTICE OF ASSIGNMENT TO *El Dorado Hills West, Inc.*

5-27-76 asgd to *John Hancock Mutual Life Insurance Co.*

8-21-87 asgd to *Cargaco & Associates*

10-2-92 asgd to *Bridlewood Canyon Owners Assn.*

3-21-02 asgd to *Bridlewood Canyon Owners Association*

LICENSE 5457
STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

ISSUED TO Menotti De Bacco

DATED FEB 2 '59

72545 3-58 5N ① SFO